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8 Attorneys for Defendants

9 **TERMINIX INTERNATIONAL, INC., ET AL.**

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13 Telephone: 510-763-5700

14 Attorney for Plaintiff

15 **BARBARA NEU**

16 **UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

17 BARBARA NEU on behalf of herself and all)
18 others similarly situated,)

19 Plaintiff,)

20 vs.)

21)
22 TERMINIX INTERNATIONAL, INC., THE)
23 TERMINIX INTERNATIONAL COMPANY,)
24 THE SERVICEMASTER COMPANY,)
25 SERVICEMASTER CONSUMER SERVICES,)
26 SERVICEMASTER CONSUMER SERVICES)
27 LIMITED PARTNERSHIP,)

28 Defendants.)

Case No.: C 07-06472-CW

**STIPULATION AND PROPOSED ORDER
REGARDING CASE MANAGEMENT
DEADLINES**

1 Plaintiff, BARBARA NEU, on behalf of herself and all others similarly situated
 2 ("Plaintiff"), and Defendants, TERMINIX INTERNATIONAL, INC., THE TERMINIX
 3 INTERNATIONAL COMPANY, THE SERVICEMASTER COMPANY, SERVICEMASTER
 4 CONSUMER SERVICES, INC., and SERVICEMASTER CONSUMER SERVICES LIMITED
 5 PARTNERSHIP ("Defendants"), hereby agree and stipulate to amending the Court's Case
 6 Management Order deadlines as follows:

7 1. Pursuant to this Court's August 5, 2008 Minute Order and Case Management Order,
 8 Plaintiff is to disclose the identities and reports of her expert witnesses by January 15, 2009 and
 9 plaintiff's experts are to be deposed before February 15, 2009; Defendants are to disclose the
 10 identities and reports of their expert witnesses by March 15, 2009 and defendants' experts are to
 11 be deposed before April 15, 2009; the parties are to complete fact discovery by April 15, 2009;
 12 and Plaintiff's motion regarding class certification is to be filed by June 4, 2009, with
 13 defendant's opposition due July 2, 2009, Plaintiff's reply due July 16, 2009, and hearing
 14 scheduled for July 30, 2009.

15 2. Due to the trial schedules of counsel for both Plaintiff and Defendants, the parties
 16 respectfully request that the above dates for expert disclosure, fact discovery, and class
 17 certification briefing and hearing be amended to allow both sides more time to complete these
 18 tasks with the diligence they require.

19 3. The parties stipulate to the following amended discovery schedule:

20 Completion of Fact Discovery: July 15, 2009

21 Disclosure of identities and reports of expert witnesses:

22 Plaintiff disclose: April 15, 2009

23 Depose before: May 15, 2009

24 Defendant disclose: June 15, 2009

Depose before: July 15, 2009

25 Class certification motion filed by Plaintiff September 3, 2009

26 Opposition to motion filed by Defendants October 1, 2009

27 Reply filed by Plaintiff October 15, 2009

Court Hearing on motion October 29, 2009, 2:00 p.m.

1 4. Also set forth in this Court's August 5, 2008 Order were deadlines for the Neu
2 property to be available for inspection and for plaintiff's deposition. Due to conflicting
3 schedules, the parties stipulate to an extension of these deadlines to February 15, 2009.

4 5. Finally, the parties stipulate to an extension to January 15, 2009 for service of
5 responses to all previously propounded written discovery.

6 SO STIPULATED.

7
8 DATED: November 19, 2008

HINSHAW & CULBERTSON LLP

9
10 /s/ Christopher J. Borders

CHRISTOPHER J. BORDERS

Attorneys for Defendants

11 TERMINIX INTERNATIONAL, INC.,
12 THE TERMINIX INTERNATIONAL COMPANY
13 LIMITED PARTNERSHIP (erroneously sued
14 herein as The Terminix International Company),
15 THE SERVICEMASTER COMPANY,
SERVICEMASTER CONSUMER SERVICES, and
SERVICEMASTER CONSUMER SERVICES
LIMITED PARTNERSHIP

16 DATED: November 19, 2008

HOFFMAN & LAZEAR

17 /s/ H. Tim Hoffman

H. TIM HOFFMAN, ESQ.

Attorney for Plaintiff

18 BARBARA NEU
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ORDER

Upon stipulation of the parties hereto,

IT IS HEREBY ORDERED THAT the Court's Case Management Order is amended to adopt the foregoing stipulated revised deadlines and hearing date.

11/25/08

DATED: _____



THE HONORABLE CLAUDIA WILKEN
UNITED STATES DISTRICT COURT JUDGE